

From: Robert Redelmeier
To: Microsoft ATR
Date: 12/9/01 10:29pm
Subject: Microsoft Settlement Comments

Persuant to the Tunney Act, I would like to make the following comments on the proposed Final Judgement in "US et al v. Microsoft":

Section III(J)2 permits Microsoft to restrict the release of needed information to businesses that meet Microsoft's definition of viability. Section III(D) repeats this for specific OEMs, ISVs, IHVs, IAPs and ICPs. These limits have the following defects:

- 1) It fails to allow for start-up businesses that have yet to show viability.
- 2) It fails to allow for businesses which have different business models than Microsoft. One such model is businesses which release source code but sell services.
- 3) It fails to allow for business and individuals who wish to add functionality for internal use.

To avoid possible obstruction by the defendant or a definitional nightmare, I propose that all restrictions on the recipients of Microsoft information be removed. Only by so doing can the damage caused by an adjudged monopoly in the operating systems market be minimized.

Sincerely,
-- Robert J. Redelmeier
13011 Mossy Ridge Cove
HOUSTON Texas 77041
(281) 544 6209 redelm@evl.net